

1 WO
2
3
4
5

6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**

8
9 United States of America,

No. CR-22-00696-001-PHX-GMS

10 Plaintiff,

DETENTION ORDER

11 v.

12 Sara Sanchez,

13 Defendant.

14
15 On June 9, 2023, Sara Sanchez (the “Defendant”) appeared before this Court on a
16 Petition to Revoke Conditions of Release and submitted the issue to the Court. The Court
17 considered the information provided to the Court in determining whether the Defendant
18 should be released on conditions set by the Court.

19 The Court makes the following findings under 18 U.S.C. § 3148(b)(1):

20 There is probable cause to believe that the Defendant has committed a
21 Federal, State, or local crime while on release.

22 There is clear and convincing evidence that the Defendant has violated
23 the conditions of release.

24 The Court makes the following findings under 18 U.S.C. § 3148(b)(2):

25 Rebuttable Presumption where Probable Cause to Believe Felony
26 Committed on Pretrial Release. The Defendant has failed to rebut the
27 presumption that no condition or combination of conditions will assure
28 that the Defendant will not pose a danger to the safety of any other
person or the community. *See* 18 U.S.C. § 3148(b)(2) (providing that

rebuttable presumption of dangerousness applies if there is probable cause to believe that while on release a defendant has committed a Federal, State, or local felony).

- Flight Risk. After considering the factors set forth in 18 U.S.C. § 3142(g), the Court finds by a preponderance of the evidence that there is no condition or combination of conditions of release that will assure that the Defendant will not flee. *See* 18 U.S.C. § 3148(b)(2)(A); *U.S. v. Gotti*, 794 F.2d 773, 778 (2nd Cir. 1986) (holding that “findings made under section 3148(b) may be established by a preponderance of the evidence”).
- Dangerousness. After considering the factors set forth in 18 U.S.C. § 3142(g), the Court finds by a preponderance of the evidence that there is no condition or combination of conditions of release that will assure that the Defendant will not pose a danger to the safety of any other person or the community. *See* 18 U.S.C. § 3148(b)(2)(A); *Gotti*, 794 F.2d at 778.
- Compliance with Conditions. The Court finds by a preponderance of the evidence that the Defendant is unlikely to abide by any condition or combination of conditions of release. *See* 18 U.S.C. § 3148(b)(2)(B); *Gotti*, 794 F.2d at 778.

IT IS THEREFORE ORDERED that the Defendant be detained pending further proceedings.

Dated this 9th day of June, 2023.

Honorable Eileen S. Willett
Honorable Eileen S. Willett
United States Magistrate Judge